

## **REMARKS**

Reconsideration of this Application is respectfully requested.

Upon entry of the foregoing amendment, Claims 76-78, 80-81 and 88-90, 92-93 are pending. Claims 71, 72, 79, 82-84, 91 and 98-101 have been cancelled. No new matter is introduced and the entry of the amendment is respectfully requested. The grounds for rejection set forth in the Office Action of February 16, 2005, are addressed below.

### **Oath or Declaration**

The Examiner alleges that the oath or declaration is defective due to an error in the filing date for 09/509,591. A new oath/declaration is provide herewith.

### **Rejections under 35 U.S.C. § 102**

Claims 71, 72, 82-84 and 98-101 stand rejected under 35 U.S.C. §102(e), as anticipated by Hallenbeck et al. Claims 71, 72, 82-84 and 98-101 have been cancelled, rendering the rejection moot.

**Conclusion**

In light of the above, Applicants submit that this application is now in condition for allowance and therefore request favorable consideration. If any issues remain which the Examiner feels may be best resolved through a personal or telephonic interview, the Examiner is respectfully requested to contact Applicants' counsel, Linda R. Judge at (415) 836-2586.

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP



Linda R. Judge  
Registration No. 42,702

41,828

1200 Nineteenth Street, N.W.  
Washington, D.C. 20036-2412  
Telephone No. (202) 861-3900  
Facsimile No. (202) 223-2085